

Union Calendar No. 383

108TH CONGRESS
2D SESSION

H. R. 2457

[Report No. 108-639]

To authorize funds for an educational center for the Castillo de San Marcos
National Monument, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 12, 2003

Mr. MICA introduced the following bill; which was referred to the Committee
on Resources

SEPTEMBER 7, 2004

Reported with an amendment, committed to the Committee of the Whole
House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on June 12, 2003]

A BILL

To authorize funds for an educational center for the Castillo
de San Marcos National Monument, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **TITLE I—CASTILLO DE SAN**
 2 **MARCOS NATIONAL MONU-**
 3 **MENT PRESERVATION ACT**

4 **SEC. 101. SHORT TITLE.**

5 *This title may be cited as the “Castillo de San Marcos*
 6 *National Monument Preservation and Education Act”.*

7 **SEC. 102. VISITOR CENTER.**

8 *(a) AUTHORIZATION.—Subject to the availability of*
 9 *appropriations and the project being prioritized in the Na-*
 10 *tional Park Services 5-year, line-item construction pro-*
 11 *gram, the Secretary of the Interior (referred to in this sec-*
 12 *tion as the “Secretary”) may design and construct a Visitor*
 13 *Center for the Castillo de San Marcos National Monument*
 14 *(referred to in this section as the “Monument”).*

15 *(b) PREFERRED ALTERNATIVE.—The Visitor Center*
 16 *authorized in subsection (a) shall be located and constructed*
 17 *in accordance with the Preferred Alternative identified in*
 18 *the Record of Decision for the General Management Plan*
 19 *for the Monument, expected to be signed in 2005.*

20 **SEC. 103. COOPERATIVE AGREEMENT.**

21 *The Secretary may enter into cooperative agreements*
 22 *with the City of St. Augustine, Florida, the Colonial St.*
 23 *Augustine Preservation Foundation, other Federal, State,*
 24 *and local departments or agencies, academic institutions,*

1 *and non-profit entities for the planning and design, con-*
2 *struction, management, and operation of the Visitor Center.*

3 **SEC. 104. BOUNDARY EXPANSION.**

4 (a) *PROPERTY ACQUISITION.*—*If the Preferred Alter-*
5 *native for the Visitor Center authorized by section 102 is*
6 *located outside the boundary of the Monument, the Sec-*
7 *retary is authorized to acquire the site for the Visitor Cen-*
8 *ter, from willing sellers, by donation, purchase with do-*
9 *nated or appropriated funds, or by exchange.*

10 (b) *ADMINISTRATION OF NEWLY ACQUIRED LAND.*—
11 *Land added to the Monument pursuant to subsection (a)*
12 *shall be administered by the Secretary in accordance with*
13 *applicable laws and regulations.*

14 (c) *BOUNDARY MODIFICATION.*—*The boundary of the*
15 *Monument shall be modified to reflect the acquisition of*
16 *land authorized in subsection (a) after completion of the*
17 *acquisition.*

18 **SEC. 105. PROJECT APPROVAL.**

19 *Prior to initiating any planning, design, or construc-*
20 *tion on the Visitor Center authorized by section 102, the*
21 *project must be reviewed and approved by the National*
22 *Park Service consistent with partnership construction*
23 *guidelines established by that agency.*

1 **TITLE II—CASTILLO DE SAN**
2 **MARCOS NATIONAL MONU-**
3 **MENT BOUNDARY MODIFICA-**
4 **TION**

5 **SEC. 201. SHORT TITLE.**

6 *This title may be cited as the “Castillo de San Marcos*
7 *National Monument Boundary Adjustment Act of 2004”.*

8 **SEC. 202. FINDINGS.**

9 *Congress finds the following:*

10 *(1) The early defense lines for Fort Marion,*
11 *Florida, today known as the Castillo de San Marcos*
12 *National Monument, included defenses extending in a*
13 *line due west to the Sebastian River, a distance of*
14 *about one half mile.*

15 *(2) In the 1830’s, during the Seminole Wars in*
16 *Florida, these defensive lines were maintained, but as*
17 *Florida became more settled they fell into disrepair*
18 *and/or became obsolete.*

19 *(3) In 1908 the War Department deeded much of*
20 *the property running west to the Sebastian River to*
21 *the St. Johns County Board of Public Instruction.*
22 *The portion of this property remaining in federal*
23 *ownership today is occupied by Orange Street, a City*
24 *of St. Augustine, Florida street.*

1 (4) *For nearly a century, the City of St. Augus-*
2 *tine has maintained and managed Orange Street, a*
3 *modern city street, and associated utilities in the Or-*
4 *ange Street corridor.*

5 (5) *Any archeological remains that are still*
6 *present on the property overlaid by Orange Street are*
7 *adequately protected by the City's archeological ordi-*
8 *nances, and by the City having an archeologist on*
9 *staff.*

10 (6) *Although the city currently operates Orange*
11 *Street under a right-of-way from the National Park*
12 *Service, from a management perspective it is appro-*
13 *priate for the City of St. Augustine to own Orange*
14 *Street.*

15 **SEC. 203. BOUNDARY ADJUSTMENT.**

16 (a) *CONVEYANCE OF LAND.—The Secretary of the Inte-*
17 *rior shall convey, without consideration, to the City of St.*
18 *Augustine, Florida, all right, title, and interest of the*
19 *United States in and to the lands known as Orange Street,*
20 *a portion of the Castillo de San Marcos National Monument*
21 *(Monument), consisting of approximately 3.1 acres, as*
22 *shown on the map entitled Castillo de San Marcos National*
23 *Monument Boundary Adjustment and Correction, num-*
24 *bered 343/80060, and dated April 2003. Upon completion*

1 *of the conveyance, the Secretary shall revise the boundary*
2 *of the Monument to exclude the land conveyed.*

3 *(b) BOUNDARY REVISION.—Effective on the date of the*
4 *enactment of this Act, the boundary of the Monument is*
5 *revised to include an area of approximately 0.45 acres, as*
6 *shown on the map identified in subsection (a). The Sec-*
7 *retary shall administer the lands included in the boundary*
8 *as part of the national monument in accordance with ap-*
9 *plicable laws and regulations.*

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